

Bill No.: 4-04  
Concerning: Criminal Justice  
Coordinating Commission - Revisions  
Revised: \_\_\_\_\_ Draft No. 1  
Introduced: March 9, 2004  
Expires: September 9, 2005  
Enacted: \_\_\_\_\_  
Executive: \_\_\_\_\_  
Effective: \_\_\_\_\_  
Sunset Date: None  
Ch. \_\_, Laws of Mont. Co. \_\_\_\_\_

## COUNTY COUNCIL FOR MONTGOMERY COUNTY, MARYLAND

---

By: Council President at the request of the County Executive

---

**AN ACT** to:

- (1) change the composition of the Criminal Justice Coordinating Commission;
- (2) revise the term of service for certain members;
- (3) amend the duties of the Commission; and
- (4) generally revise the law concerning the Criminal Justice Coordinating Commission.

By amending

Montgomery County Code,  
Chapter 2, Administration  
Section 2-60

**Boldface** indicates a heading or a defined term

Underlining indicates text that is added to existing law by the original bill

[Single boldface brackets] indicate text that is deleted from existing law by the original bill

Double underlining indicates text that is added to the bill by amendment

[[Double boldface brackets]] indicate text that is deleted from existing law or the bill by amendment

\* \* \* indicates existing law unaffected by the bill

*The County Council for Montgomery County, Maryland, approves the following Act:*

**Sec. 1. Section 2-60 is amended by as follows:**

**2-60. Criminal Justice Coordinating Commission**

(a) **Established.** There is a Criminal Justice Coordinating Commission.

(b) **Composition; officers; terms of members; meetings; staff.**

(1) The Commission has [26] 30 members.

[(A) The ex-officio members are a representative of each of the following officers, or their designees;

(i) County Executive;

(ii) Director, Police Department;

(iii) Sheriff;

(iv) Administrative Judge of the District Court;

(v) State's Attorney;

(vi) Clerk of the Circuit Court;

(vii) Administrative Judge of the Circuit Court;

(viii) Public Defender;

(ix) Director, Department of Correction and Rehabilitation;

(x) Mayor or Chief of Police, City of Rockville;

(xi) Mayor or Chief of Police, City of Gaithersburg;

(xii) Mayor or Chief of Police, City of Takoma Park;

(xiii) Chair of the Board of Managers or Chief of Police, Chevy Chase Village;

(xiv) Juvenile Judge of the Court;

(xv) County Council Staff;

(xvi) State Department of Parole and Probation;

- (xvii) Montgomery County Division of Maryland-  
National Capital Park and Planning Commission  
Police;
- (xviii) two members designated by the Director, Department  
of Health and Human Services; and
- (xix) State Department of Juvenile Services.
- (B) The County Executive must appoint the following 6  
additional members to 4-year terms subject to confirmation  
by the County Council:
  - (i) one member of the County delegation to the  
Maryland General Assembly;
  - (ii) one representative of the Juvenile Court Committee;
  - (iii) a member of the legal profession who practices in  
Montgomery County; and
  - (iv) three members of the public who have special  
knowledge and dedicated interest in the criminal  
justice field.]

(2) The County requests the following individuals to serve as ex-officio  
members of the Commission:

- (A) [[The]] Administrative Judge of the Circuit Court for  
Montgomery County;
- (B) [[The]] Administrative Judge of the District Court for  
Montgomery County;
- (C) [[The]] State's Attorney for Montgomery County;
- (D) [[The Montgomery]] County Sheriff;

- (E) [[The]] Clerk of the Circuit Court for Montgomery County;
- (F) [[The]] Public Defender for Montgomery County;
- (G) [[The]] Chief of the City of Rockville Police Department;
- (H) [[The]] Chief of the City of Gaithersburg Police Department;
- (I) [[The]] Chief of the City of Takoma Park Police Department;
- (J) [[The]] Chief of the Village of Chevy Chase Police Department;
- and
- (K) [[The]] Chief of the Montgomery County Maryland-National  
Capital Park and Planning Commission Police Department.

(3) The following individuals are ex-officio members of the Commission:

- (A) [[The]] Chief Administrative Officer;
- (B) [[The]] Chief of the [[Montgomery]] County Police  
Department;
- (C) [[The]] Director of the Department of Correction and  
Rehabilitation;
- (D) Chief of Behavioral Health and Crisis Services of the  
Department of Health and Human Services;
- (E) [[The]] Director of the Office of Management and Budget;  
and
- (F) [[The]] Director of the Department of Technology Services.

(4) The County Executive should appoint, subject to Council  
confirmation, the following individuals to serve 3 year terms as  
members of the Commission:

- (A) A member of the [[Montgomery]] County Council selected  
by the Council President; and

(B) A member of the [[Montgomery]] County Legislative  
Delegation selected  
jointly by the Chairs of the House and Senate Delegations.

(5) The [[County]] Executive must appoint, subject to Council  
confirmation, to 3-year terms:

(A) 7 members of the public, one of whom must be a member of  
the [[legal profession]] Maryland bar who practices law in  
the County;

(B) An employee of the Division of Parole and Probation in the  
[[Maryland]] State Department of Public Safety and  
Correctional Services, after giving the Director of the  
Division an opportunity to make a recommendation;

(C) An employee of the [[Maryland]] State Department of  
Juvenile Justice, after giving the Secretary of the Department  
an opportunity to make a recommendation;

(D) A member of the Commission on Juvenile Justice, after  
giving the Commission an opportunity to make a  
recommendation; and

(E) A member of the Advisory Board on Victims and their  
Families, after giving the Board an opportunity to make a  
recommendation.

[(2)] [The County Executive must designate the Commission Chair,  
who serves a one-year term.]

(6) After considering the recommendation of the Commission, if any,  
the [[County]] Executive must [[select]] designate the Chair and

Vice-Chair of the

Commission. The Chair and Vice-Chair serve one-year terms.

[(3) The Commission must elect the Commission Vice-Chair, who serves a one-year term.]

[(4)](7) The Commission must meet at least [9] 4 times each year.

[(5)] (8) [[The provisions of]] Section 2-148[(c)] [[do]] does not apply to ex-officio [Commission] members or members appointed under [[paragraph]] subsection (6) (4).

[(6)] (9) The Chief Administrative Officer must provide staff support to the Commission, subject to appropriation.

(c) **Duties.** The Commission must:

(1) evaluate the organization and adequacy of law enforcement and the administration of justice in the County;

(2) [recommend a 6-year comprehensive plan for the long-range development of the County's criminal justice system that provides solutions for problem areas and achieves effective coordination of criminal justice activities] review and comment [[on]], at the request of the County Executive or the County Council, on programs proposed by law enforcement and criminal justice agencies for:

(A) long-term impacts on the criminal justice system;

(B) feasibility; and

(C) implementation issues.

(3) [review programs proposed by law enforcement and criminal justice agencies for:

(A) the 6-year plan;

(B) the County Executive's proposed capital and operating budgets; and

(C) specific grant applications] respond to requests from the  
[[County]] Executive, [[the County]] Council, and the  
judicial system for any analysis concerning criminal justice  
programs;

(4) educate the community about law enforcement, crime prevention,  
reentry of individuals to the community, and other criminal justice  
 issues, promote respect for law, and encourage community  
 involvement in law enforcement and other appropriate components  
 of the criminal justice system;

(5) facilitate coordination of the programs and activities of County law  
 enforcement and criminal justice agencies;

(6) facilitate coordination of County law enforcement and criminal  
 justice agencies with those of the State [[of Maryland]] and  
 neighboring state and local governments;

(7) promote efficient processing of criminal cases at every stage from  
 arrest to completion of trial and correctional programs; and

(8) [carry out other activities] advise the County on how to achieve fair  
 and effective law enforcement, crime prevention, and juvenile  
 justice.

(d) **Information and assistance.** [[The agencies]] Each agency of County  
 Government must give the Commission any information and assistance, not  
 inconsistent with law, that the Commission requests to perform its duties.

(e) **Reports and recommendations.** The Commission may make reports and

recommendations to the [[County]] Executive and [[the County]] Council  
 from time to time as the Commission finds appropriate. The Commission  
 must report to the Council and the Executive on request [, and must present  
 an annual report on the Commission's activities by September 1 of each  
 year].

**Sec. 2 Transition.**

Appointed members of the Criminal Justice Coordinating Commission on the  
effective date of this Act continue to serve on the Commission until the end of their terms.  
The County Executive may stagger the initial terms of appointed members so that  
approximately one-third of the terms [[of the members]] expire each year.

Approved:

---

Steven A. Silverman, President, County Council Date

Approved:

---

Douglas M. Duncan, County Executive Date

This is a correct copy of Council action.

---

Mary A. Edgar, CMC, Clerk of the Council Date